

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:18-cv-02422-APM**

AMERICAN OVERSIGHT v. FEDERAL BUREAU OF  
INVESTIGATION  
Assigned to: Judge Amit P. Mehta  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 10/23/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**AMERICAN OVERSIGHT**

represented by **Cerissa Cafasso**  
AMERICAN OVERSIGHT  
1030 15th Street, NW  
Suite B255  
Washington, DC 20005  
(202) 869-5244  
Fax: (202) 871-6523  
Email: [cerissa.cafasso@americanoversight.org](mailto:cerissa.cafasso@americanoversight.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Hart W. Wood**  
AMERICAN OVERSIGHT  
1030 15th Street, NW  
Suite B255  
Washington, DC 20005  
(202) 873-1743  
Fax: (202) 871-6523  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**FEDERAL BUREAU OF  
INVESTIGATION**

represented by **Peter T. Wechsler**  
U.S. DEPARTMENT OF JUSTICE  
Civil Division, Federal Programs Branch  
1100 L Street NW  
Washington, DC 20005  
(202) 514-2705  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

| Date Filed | #        | Docket Text                                                                                                                                                                                                                                                                     |
|------------|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10/23/2018 | <u>1</u> | COMPLAINT against FEDERAL BUREAU OF INVESTIGATION ( Filing fee \$ 400 receipt number 0090-5753804) filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(Cafasso, Cerissa) (Entered: 10/23/2018) |
| 10/23/2018 | <u>2</u> | LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by AMERICAN OVERSIGHT (Cafasso, Cerissa) (Entered: 10/23/2018)                                                                                                                            |
| 10/25/2018 |          | Case Assigned to Judge Amit P. Mehta. (zrdj) (Entered: 10/25/2018)                                                                                                                                                                                                              |
| 10/25/2018 | <u>3</u> | SUMMONS (3) Issued Electronically as to FEDERAL BUREAU OF INVESTIGATION, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zrdj) (Entered: 10/25/2018)                                                                                       |

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| 11/15/2018 | <u>4</u>  | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/25/2018. ( Answer due for ALL FEDERAL DEFENDANTS by 11/24/2018.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 10/31/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. FEDERAL BUREAU OF INVESTIGATION served on 10/31/2018 (Cafasso, Cerissa) (Entered: 11/15/2018)                                                                                                                                                                                                                                                                                  |
| 11/16/2018 | <u>5</u>  | NOTICE of Appearance by Peter T. Wechsler on behalf of FEDERAL BUREAU OF INVESTIGATION (Wechsler, Peter) (Entered: 11/16/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 11/16/2018 | <u>6</u>  | Unopposed MOTION for Extension of Time to File Answer by FEDERAL BUREAU OF INVESTIGATION (Attachments: # <u>1</u> Text of Proposed Order)(Wechsler, Peter) (Entered: 11/16/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 11/26/2018 |           | MINUTE ORDER granting Defendant's Unopposed <u>6</u> Motion for Extension of Time to Answer. Defendant's Answer shall be due December 10, 2018. Signed by Judge Amit P. Mehta on 11/26/2018. (lcapm2) Modified on 11/26/2018 (lcapm3, ). (Entered: 11/26/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 11/26/2018 |           | Set/Reset Deadlines: Defendant's Answer due by 12/10/2018. (zjd) (Entered: 11/26/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 12/07/2018 | <u>7</u>  | ANSWER to Complaint by FEDERAL BUREAU OF INVESTIGATION.(Wechsler, Peter) (Entered: 12/07/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 12/10/2018 | <u>8</u>  | ORDER. Both a Complaint and an Answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before December 28, 2018. The Joint Status Report shall include (1) the status of Plaintiff's FOIA request; (2) the anticipated number of documents responsive to Plaintiff's FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for stay is likely under Open America v. Watergate Special Prosecution Force, 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Please see the attached Order for details. Signed by Judge Amit P. Mehta on 12/10/2018. (lcapm2) (Entered: 12/10/2018) |
| 12/10/2018 |           | Set/Reset Deadlines: Joint Status Report due by 12/28/2018. (zjd) (Entered: 12/11/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 12/18/2018 | <u>9</u>  | NOTICE of Appearance by Hart W. Wood on behalf of AMERICAN OVERSIGHT (Wood, Hart) (Entered: 12/18/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 12/18/2018 | <u>10</u> | Joint MOTION for Extension of Time to File <i>Joint Status Report</i> by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Text of Proposed Order)(Wood, Hart) (Entered: 12/18/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 12/19/2018 |           | MINUTE ORDER granting <u>10</u> Joint Motion for Extension of Time to File Joint Status Report. The Joint Status Report described in ECF No. 8 shall be filed on or before 1/7/2019. Signed by Judge Amit P. Mehta on 12/19/2018. (lcapm2) (Entered: 12/19/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 12/19/2018 |           | Set/Reset Deadlines: Joint Status Report due by 1/7/2019. (zjd) (Entered: 12/21/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 01/02/2019 | <u>11</u> | MOTION to Stay by FEDERAL BUREAU OF INVESTIGATION (Attachments: # <u>1</u> Text of Proposed Order)(Wechsler, Peter) (Entered: 01/02/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 01/07/2019 |           | MINUTE ORDER granting <u>11</u> Motion for a Stay of Proceedings. This matter is hereby stayed. Within three business days of Department of Justice operations resuming, Defendant shall notify the court by when it will file a Joint Status Report. Signed by Judge Amit P. Mehta on 1/7/2019. (lcapm2) (Entered: 01/07/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 01/30/2019 | <u>12</u> | NOTICE to the court of restoration of appropriations by FEDERAL BUREAU OF INVESTIGATION (Wechsler, Peter) (Entered: 01/30/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 01/30/2019 |           | MINUTE ORDER. The parties shall file their next Joint Status Report by February 7, 2019. Signed by Judge Amit P. Mehta on 1/30/2019 (lcapm2) (Entered: 01/30/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |

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| 01/30/2019 |           | Set/Reset Deadlines: Joint Status Report due by 2/7/2019. (zjd) (Entered: 02/05/2019)                                                                                                                                                                                       |
| 02/07/2019 | <u>13</u> | Joint STATUS REPORT by AMERICAN OVERSIGHT. (Cafasso, Cerissa) (Entered: 02/07/2019)                                                                                                                                                                                         |
| 02/12/2019 |           | MINUTE ORDER. The parties shall file their next Joint Status Report no later than February 20, 2019, which addresses the issues identified in paragraph 4 of their previous Joint Status Report. Signed by Judge Amit P. Mehta on 2/12/2019. (lcapm2) (Entered: 02/12/2019) |
| 02/12/2019 |           | Set/Reset Deadlines: Joint Status Report due by 2/20/2019. (zjd) (Entered: 02/14/2019)                                                                                                                                                                                      |
| 02/21/2019 | <u>14</u> | Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION. (Wechsler, Peter) (Entered: 02/21/2019)                                                                                                                                                                             |
| 02/22/2019 | <u>15</u> | RESPONSE re <u>14</u> Status Report filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Declaration)(Cafasso, Cerissa) (Entered: 02/22/2019)                                                                                                                              |
| 02/25/2019 | <u>16</u> | RESPONSE re <u>16</u> to Plaintiff's Statement filed by FEDERAL BUREAU OF INVESTIGATION. (Attachments: # <u>1</u> Exhibit plaintiff's statement)(Wechsler, Peter) Modified to add link on 2/25/2019 (znmw). (Entered: 02/25/2019)                                           |
| 02/25/2019 | <u>17</u> | RESPONSE re <u>16</u> Response to Document filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Declaration Second Decl. of Cerissa Cafasso, # <u>2</u> Exhibit Exhibit 1 to Second Decl.)(Wood, Hart) (Entered: 02/25/2019)                                               |
| 03/04/2019 |           | MINUTE ORDER. The parties shall appear for a status hearing on March 11, 2019, at 9:00 am in Courtroom 10. Signed by Judge Amit P. Mehta on 3/4/2019. (lcapm2) (Entered: 03/04/2019)                                                                                        |
| 03/08/2019 | <u>18</u> | STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION. (Wechsler, Peter) (Entered: 03/08/2019)                                                                                                                                                                                   |
| 03/08/2019 |           | MINUTE ORDER. The status conference currently set for Monday, March 11, 2019 at 9 a.m. will now be held Friday, March 15, 2019 at 9 a.m. Signed by Judge Amit P. Mehta on 3/8/2019. (lcapm2) (Entered: 03/08/2019)                                                          |
| 03/08/2019 |           | Set/Reset Hearings: Status Conference set for 3/15/2019 at 09:00 AM in Courtroom 10 before Judge Amit P. Mehta. (zjd) (Entered: 03/10/2019)                                                                                                                                 |